

**ALABAMA ADMINISTRATIVE MONTHLY
VOLUME XXVI, ISSUE NO. 3**

DECEMBER 31, 2007

TABLE OF CONTENTS

	Page No.
<u>FILINGS BY AGENCY</u>	
AGRICULTURE AND INDUSTRIES, DEPARTMENT OF	
Proposed Amended Rule:	
80-1-16-.03 Minimum Standards for Gasoline.....	95
ATHLETIC TRAINERS, BOARD OF	
Certified Amended Rule:	
140-X-4-.02 Requisites for Renewal	121
Certified New Rule:	
Chapter 140-X-5 Administrative Fees	121
CONSERVATION AND NATURAL RESOURCES, DEPARTMENT OF	
Emergency Amended Rule:	
220-2-.22 Wildlife Management Areas and Sanctuaries Established.....	120
Emergency New Rule:	
220-6-.59 Closure of Vessels and Watercraft – Portion of Gulf Waters Adjacent to Gulf State Park Pier.....	120
Peremptory New Rule:	
220-3-.76 Closed Fishing Season – Portion of Gulf Waters Adjacent to Gulf State Park Pier	126
CRIME VICTIMS COMPENSATION COMMISSION	
Certified Amended Rule:	
262-X-4-.04 Compensation Awards – Amounts and Methods of Payment.....	121
DEVELOPMENT OFFICE	
Proposed Amended Rule:	
Chapter 281-2-1 Certified Capital Companies	96
Emergency Amended Rule:	
Chapter 281-2-1 Certified Capital Companies	120

EDUCATION, DEPARTMENT OF

Certified Amended Rule:

290-4-2-.02	Student Assessment – Assessment Required for Alabama High School Diploma.....	121
-------------	---	-----

EDUCATION, COMMISSION ON HIGHER

Certified Amended Rule:

300-4-2-.06	Awarding Procedures.....	121
-------------	--------------------------	-----

ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF

Proposed Amended Rules:

335-14-1-.02	Definitions and References	97
335-14-1-.03	Petitions for Equivalent Testing or Analytical Methods for Delisting	97
335-14-2-.01	General	98
335-14-2-.03	Characteristics of Hazardous Waste	98
335-14-2-.04	Lists of Hazardous Waste.....	98
335-14-2-.05	Exclusions/Exemptions	98
Chapter 335-14-2	Appendix VIII – Hazardous Constituents.....	98
Chapter 335-14-2	Appendix IX – Wastes Excluded Under 335-14-1-.03(2).....	98
335-14-3-.03	Pre-Transport Requirements.....	99
335-14-3-.04	Recordkeeping and Reporting	99
335-14-4-.05	Transfer Facility Requirements	100
335-14-5-.03	Preparedness and Prevention.....	101
335-14-5-.04	Contingency Plan and Emergency Procedures.....	101
335-14-5-.09	Use and Management of Containers	101
335-14-5-.10	Tank Systems.....	101
335-14-5-.14	Landfills	101
335-14-5-.19	Special Provisions for Cleanup.....	101
335-14-6-.02	General Facility Standards	102
335-14-6-.03	Preparedness and Prevention.....	102
335-14-6-.04	Contingency Plan and Emergency Procedures.....	102
335-14-6-.09	Use and Management of Containers	102
335-14-6-.10	Tank Systems.....	102
335-14-6-.14	Landfills	102
335-14-7-.06	Recyclable Materials Utilized for Precious Metal Recovery	103
335-14-8-.01	General Information.....	104
335-14-8-.02	Permit Application - Treatment, Storage and Disposal Facilities	104
335-14-11-.01	General	105
335-14-17-.05	Standards for Used Oil Transporter and Transfer Facilities.....	106
335-14-17-.06	Standards for Used Oil Processors and Re-Refiners.....	106
335-14-17-.07	Standards for Used Oil Burners Who Burn Off-Specification Used Oil for Energy Recovery	106
335-14-17-.08	Standards for Used Oil Fuel Marketers.....	106

ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF (CONT.)

Certified Amended Rules:

335-1-1-.07	Departmental Forms, Instructions, and Procedures	121
335-1-6-.04	Permit Application Fees	121
335-1-6-.07	Payment of Fees	121
335-3-1-.02	Definitions	121
335-3-3-.01	Open Burning	122
335-3-10-.01	General	122
335-3-10-.02	Designated Standards of Performance	122
335-3-10-.03	Appendices to 40 CFR 60	122
335-3-11-.01	General	122
335-3-11-.02	Designated Emission Standards	122
335-3-11-.06	National Emission Standards for Hazardous Air Pollutants for Source Categories	122
335-7-1-.01	Definitions	122
335-7-1-.02	Applicability	122
335-7-1-.04	Variance Application	122
335-7-2-.03	Inorganic Chemical Standards and Monitoring Requirements	122
335-7-2-.04	Synthetic Organic Chemical (SOCs) Standards and Monitoring Requirements	122
335-7-2-.06	Turbidity Standards and Monitoring Requirements	122
335-7-2-.07	Microbiological Standards and Monitoring Requirements	122
335-7-2-.08	Radionuclide Standards and Monitoring Requirements	122
335-7-2-.09	Maximum Residual Disinfectant Levels and Monitoring Requirements (MRDLs)	122
335-7-2-.10	Special Monitoring and Analytical Requirements for Unregulated Contaminants	122
335-7-2-.18	Monitoring Requirements of Consecutive Systems	122
335-7-2-.19	Monitoring Waiver Criteria	122
335-7-2-.20	Reporting Requirements	122
335-7-2-.21	Public Notification	122
335-7-4-.01	Applicability	122
335-7-4-.08	Revocation of a Water Supply Permit	122
335-7-4-.11	Consecutive Water System Requirements	122
335-7-4-.12	Segmental Water System Requirements	122
335-7-6-.01	Definitions	122
335-7-6-.03	Source Selection Report	122
335-7-6-.07	Alternative Treatment Processes	122
335-7-6-.08	Membrane Filtration	122
335-7-6-.09	High Rate Filtration Requirements	122
335-7-6-.11	Disinfection Profiling and Benchmarking	122
335-7-6-.14	Enhanced Coagulation	122
335-7-7-.01	Applicability	122
335-7-7-.02	Permit Requirements	122

ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF (CONT.)

Certified Amended Rules:

335-7-7-.03	Distribution Facilities Design and Construction Requirements	122
335-7-7-.04	Water Storage Tank Maintenance.....	122
335-7-9-.01	Applicability	122
335-7-9-.03	Protection Required	122
335-7-10-.01	Applicability	123
335-7-10-.03	Water Quality Control Tests.....	123
335-7-10-.04	Disinfectant Residual Requirements.....	123
335-7-10-.05	Records.....	123
335-7-10-.06	Reports	123
335-7-11-.04	Initial Monitoring to Establish Action Levels	123
335-7-11-.09	Invalidation of Lead or Copper Tap Water Samples	123
335-7-11-.10	Monitoring Waivers	123
335-7-11-.11	Action Level Non-Compliance.....	123
335-7-11-.12	Corrosion Control Treatment Requirements	123
335-7-11-.14	Corrosion Control Parameter Monitoring Requirements	123
335-7-11-.16	Lead Service Line Replacement	123
335-7-11-.17	Public Education Requirement	123
335-7-14-.02	Definitions	123
335-7-14-.04	Content of Reports	123
335-7-14-.05	Required Additional Health Information	123
335-7-14-.06	Report Delivery and Recordkeeping.....	123
335-7-15-.02	Definitions	123
335-7-15-.03	Source Water Assessment Program for a Groundwater Source.....	123
335-7-15-.04	SWAA Delineation for a Groundwater Community Water Source.....	123
335-7-15-.07	Contaminant Inventory Development for a Groundwater Source.....	123
335-7-15-.09	Observation Wells.....	123
335-7-15-.11	Source Water Assessment for a Surface Source.....	123
335-7-15-.15	Contingency Plans for a Surface Source.....	123
335-7-15-.16	Public Awareness.....	123
Division 335-7	Appendix A – Standard List of Primary Drinking Water Contaminants	123
Division 335-7	Appendix B – Regulated Contaminants.....	123
Division 335-7	Appendix C – Health Affects and Required Language for Specific Contaminants	123

Certified New Rules:

335-7-2-.05	Volatile Synthetic Organic Chemicals (VOCs) Standards and Monitoring Requirements	123
335-7-2-.11	Stage 1 Disinfection Byproducts	123
335-7-2-.12	Stage 2 Disinfection Byproducts	123

ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF (CONT.)

Certified New Rules:

335-7-2-.13	Distribution System Evaluation.....	123
335-7-2-.14	Standard Monitoring Plan	123
335-7-2-.15	System Specific Study	123
335-7-2-.16	Operational Evaluation Level.....	123
335-7-2-.17	Cryptosporidium Monitoring and Compliance	123
335-7-6-.19	Cryptosporidium Treatment Requirements	123
335-7-6-.20	Cryptosporidium Treatment Requirement Schedule	123
335-7-6-.21	Microbial Toolbox Options	123
335-7-6-.22	Source Toolbox Components	124
335-7-6-.23	Pre-Filtration Treatment Toolbox Components	124
335-7-6-.24	Treatment Performance Toolbox Components.....	124
335-7-6-.25	Additional Filtration Toolbox Components	124
335-7-6-.26	Inactivation Toolbox Components.....	124

HEALTH, DEPARTMENT OF PUBLIC

Certified Amended Rules:

420-10-1-.01	Purpose.....	124
420-10-1-.02	Definitions	124
420-10-1-.03	Designation of Additional Heritable Diseases	124
420-10-1-.04	Reporting and Notification.....	124
420-10-1-.05	Counseling and Management	124

Certified New Rule:

Chapter 420-2-1	Emergency Medical Services Rules.....	124
-----------------	---------------------------------------	-----

INDUSTRIAL RELATIONS, DEPARTMENT OF

Proposed New Rule:

480-1-1-.11	Electronic Filing of New Hire Data.....	107
-------------	---	-----

INSURANCE, DEPARTMENT OF

Proposed Amended Rule:

482-1-003-.02	Department of Insurance	108
---------------	-------------------------------	-----

Certified Amended Rules:

Chapter 482-1-043	Mortgage Guaranty Insurance	124
Chapter 482-1-066	Treatment of Unclaimed Funds by Insurers	124
Chapter 482-1-091	Long-Term Insurance.....	124
482-1-097-.05	Annual and Quarterly Reporting Requirements	124
482-1-097-.06	Manual and Automated Reporting.....	124
482-1-104-.03	Confidential Information.....	124
482-1-110-.04	Renewal of Licenses	124
482-1-133-.02	Purpose and Scope	124

INSURANCE, DEPARTMENT OF (cont.)

Certified Repealed Rule:

Chapter 482-1-041 Stockholder Information Supplement to Annual Statement;
Proxies, Consents and Authorizations 124

Certified New Rules:

Chapter 482-1-140 Military Sales Practices..... 125
Chapter 482-1-142 Biographical Data Relating to Company Officers and
Directors..... 125

MEDICAID AGENCY

Proposed Amended Rule:

560-X-58-.03 Home and Community-Based Services for Individuals
Diagnosed with HIV/AIDS and Related Illness - Eligibility 110

Proposed New Rule:

560-X-13-.18 Basic Level Prosthetics, Orthotics, and Pedorthics for
Adults 109

Miscellaneous Notice:

PN-07-05 Amendment to Alabama State Plan for Medical Assistance..... 111

Certified Amended Rule:

560-X-41-.02 Conditions of Participation..... 125

MEDICAL EXAMINERS, BOARD OF

Proposed Amended Rules:

540-X-8-.08 Requirements for Collaborative Practice by Physicians and
Certified Registered Nurse Practitioners..... 112
540-X-8-.22 Requirements for Collaborative Practice by Physicians and
Certified Nurse Midwives 113

Certified Amended Rules:

540-X-3-.02 Medical Education Requirement 125
Chapter 540-X-3 Appendix A – Application for Certificate to Practice
Medicine through Endorsement..... 125
Chapter 540-X-3 Appendix B – Application for Certificate to Practice
Medicine through Examination 125

MEDICAL LICENSURE COMMISSION

Certified Amended Rules:

545-X-2-.03 Certificate of Registration 125
Chapter 545-X-2 Appendix B – Alabama License Renewal Application 125
Chapter 545-X-2 Appendix C – Application for Reinstatement 125

MEDICAL LICENSURE COMMISSION (cont.)

Certified Amended Rules:

545-X-3-.08	Conduct of Hearings in Contested Cases; Appointment and Authority of Hearing Officer; Grounds for Suspension or Revocation of License.....	125
545-X-4-.01	Rules for Processing Appeals to the Medical Licensure Commission.....	125

Certified Repealed Rule:

545-X-2-.05	New Certificate of Qualification	125
-------------	--	-----

Certified New Rule:

545-X-2-.05	Replacement/New License Certificate.....	125
-------------	--	-----

NURSING, BOARD OF

Proposed Amended Rules:

610-X-5-.08	Requirements for Collaborative Practice by Physicians and Certified Registered Nurse Practitioners.....	114
610-X-5-.19	Requirements for Collaborative Practice by Physicians and Certified Nurse Midwives	115

PHARMACY, BOARD OF

Certified Amended Rules:

680-X-2-.12	Supervising Pharmacist.....	126
680-X-2-.37	Continuing Education for Pharmacy Technicians	126

REVENUE, DEPARTMENT OF

Proposed Amended Rule:

810-3-74-.01	Withholding Returns and Payments.....	116
--------------	---------------------------------------	-----

Certified Amended Rule:

810-14-1-.30	Penalty for Failure to Timely Pay Tax.....	126
--------------	--	-----

Certified New Rule:

810-7-1-.19	State Fees and Hazardous Waste or Hazardous Substances.....	126
-------------	---	-----

SECRETARY OF STATE

Proposed Amended Rule:

820-2-3-.04	Forms for Overseas and Military Absentee Voting	117
-------------	---	-----

Emergency New Rule:

820-2-3-.01	One-Time Use Forms for Overseas and Military Absentee Voting to be Used Only for Residents of Baldwin and Mobile Counties in the 2008 Presidential Preference Primary Election	120
-------------	--	-----

SOCIAL WORK EXAMINERS, BOARD OF	
Proposed Amended Rule:	
Chapter 850-X-5 Fees	118
TRANSPORTATION, DEPARTMENT OF	
Certified Amended Rule:	
Chapter 450-10-1 Procedure and Requirements for Outdoor Advertising.....	119
<u>MISCELLANEOUS NOTICE</u>	111
<u>EMERGENCY RULES</u>	120
<u>CERTIFIED ADOPTED RULES</u>	121-126
<u>PEREMPTORY RULE</u>	126